

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

TEVA PHARMACEUTICALS USA, INC. : CIVIL ACTION

v. :

BARINDER SANDHU, JEREMY DESAI,
APOTEX INC. and APOTEX CORP. : NO. 17-3031

ORDER

NOW, this 30th day of January, 2018, upon consideration of defendant Jeremy Desai's Motion to Dismiss the Complaint for Failure to State a Claim (Document No. 49), and the plaintiff's response, it is ORDERED that the motion is GRANTED IN PART and DENIED IN PART.

IT IS FURTHER ORDERED as follows:

1. To the extent the motion seeks to dismiss Count IX (Conversion) and Count XI (Permanent Injunction), it is GRANTED;
2. To the extent the motion seeks to dismiss Counts I, II, IV, VI, VII, and X, it is DENIED; and
3. Counts IX and XI as to defendant Jeremy Desai are DISMISSED.

/s/ Timothy J. Savage

TIMOTHY J. SAVAGE, J.